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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 LYNN THOMPSON,

17 Case No. 3:21-cv-00238-HDM-WGC

18 Claimant,

19 **ONQGLOBAL, INC.’S JOINDER TO TESLA
20 MOTORS, INC.’S MOTION TO STAY CASE
21 PENDING COMPLETION OF
22 ARBITRATION [ECF NO. 13]**

23 vs.

24 TESLA MOTORS, INC.; ELON MUSK;
25 ONQGLOBAL, INC., DOES 1-50,

26 Respondents.

27 Defendant ONQGLOBAL, INC. (“OnQ”), by and through its undersigned counsel of
28 record, and as its response to the Complaint pursuant to Fed. R. Civ. P. 12(b), hereby submits its
1 Joinder to Tesla Motors, Inc.’s (“Tesla”) Motion to Stay Case Pending Completion of Arbitration
2 [ECF No. 13] (“Motion”).

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10 18928470.2/047250.0002

1 OnQ hereby incorporates all arguments, facts, and analysis set forth in the Motion, and in
 2 the exhibits thereto, and requests that, based on the same, these proceedings be stayed as to all
 3 parties pending completion of arbitration.

4 OnQ's joinder shall serve as its response to the pleading filed by Lynn Thompson in this
 5 matter (ECF No. 1). *See §1360 Preliminary Motions Not Enumerated in Rule 12(b)*, 5C Fed. Prac.
 6 & Proc. Civ. § 1360 (3d ed.) (noting that a motion to stay pending arbitration has been treated as a
 7 substitute for a responsive pleading and can be brought under the scope of Fed. R. Civ. P. 12(b)).

8 Dated: October 15, 2021.

FENNEMORE CRAIG, P.C.

9
 10 By: /s/ Wade Beavers

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CERTIFICATE OF SERVICE

Pursuant to F.R.C.P. 5(b), I certify that on October 15, 2021, a true and correct copy of **DEFENDANT ONQGLOBAL, INC.’S JOINDER TO TESLA MOTORS, INC.’S MOTION TO STAY CASE PENDING COMPLETION OF ARBITRATION [ECF NO. 13]** was transmitted electronically through the Court’s e-filing electronic notice system to the attorneys associated with this case:

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/s/ Sarah Hope
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